

TIPPECANOE COUNTY BOARD OF COMMISSIONERS
REGULAR MEETING
October 4, 2010

The Tippecanoe County Commissioners met on Monday, October 4, 2010 at 10:00 a. m. in the Tippecanoe Room in the County Office Building. Commissioners present were: President John L. Knochel, Vice President David S. Byers, and Commissioner Thomas P. Murtaugh. Also present were: Attorney David W. Luhman, Auditor Jennifer Weston, Commissioner's Assistant Frank Cederquist, and Secretary Kay Muse.

President Knochel called the meeting to order and led the Pledge of Allegiance.

APPROVAL OF MINUTES

- Commissioner Byers moved to approve the minutes of the September 20, 2010 regular meeting, second by Commissioner Murtaugh; motion carried.

PROCLAMATION

Proclaiming Domestic Violence Awareness Month

President John Knochel, West Lafayette City Mayor John Dennis, and West Lafayette Chief of Police Jason Dombkowski read a Proclamation Proclaiming October Domestic Violence Awareness Month.

See Appendix A

EMERGENCY BAN ON FIRES

Affirmation of Declaration of Emergency Ban on Open Fires in Tippecanoe County

TEMA Director, Mark Kirby said that information from the State Fire Marshal outlines the current conditions in the state; at this time the entire state is under a moderate drought. No changes are expected through the month of October. The State Fire Marshal is recommending the continuation of fire bans throughout the state. Tippecanoe County has not experienced any large fires at this time although there have been a few equipment fires in the fields. Attorney Luhman stated that the President of Commissioners has the authority to make such a declaration but it cannot be for more than a seven day period without the approval of the entire Board of Commissioners. He recommended that the Commissioners ratify the order that was issued and authorize the president to declare when the ban can be ended. This would allow the ban to remain in effect on a day-to-day basis. Attorney Luhman then read a prepared form of ratification stating that the Declaration of Emergency issued by President John Knochel of the Board of Commissioners in Tippecanoe County on September 27, 2010 banning open fires in Tippecanoe County is hereby ratified and confirmed. It is further ordered that the Board of Commissioners, having determined that the conditions, giving rise to the issuance, of the declaration of emergency continue to exist. That the Declaration of Emergency shall continue to be in affect until further order. That President John Knochel, as principal executive officer of the County of Tippecanoe is hereby authorized and directed to issue on the behalf of the Board of Commissioners a declaration terminating the ban on open fires if it is determined that the conditions no longer exist and the safety and welfare of the residents of Tippecanoe County no longer require the ban of open fires. In addition, that a copy of this declaration be filed in the office of the Auditor and Clerk.

- Commissioner Murtaugh moved to affirm the Declaration of Emergency Ban on Open Fires issued September 27, 2010 as presented by Attorney Luhman, second by Commissioner Byers; motion carried.

PRESENTATION OF ACCOUNTS PAYABLE VOUCHERS

Commissioner's Assistant Frank Cederquist recommended approval of accounts payable vouchers for September 22, 24, 2010 and October 1, 4, 2010. The Auditor's name has been removed from one claim for interpreter services for Superior Court 6.

- Commissioner Murtaugh moved to approve the accounts payable vouchers as presented, second by Commissioner Byers; motion carried.

AREA PLAN COMMISSION--Sallie Fahey
Ordinance 2010-21-CM, UZO #68

Director Sallie Fahey said that this amendment to the unified zoning ordinance does not directly affect the County. However, to keep the ordinance unified, all jurisdictions are hearing it. It primarily affects the West Lafayette area known as the Village. The amendment consists of three parts: automobile parking, building height, and bicycle parking. A study done by West Lafayette on existing parking standards contributed to the recommendations of this ordinance. Parking requirements will be slightly different in the three different regions. Region 1 represents the heart of the Village area, Region 2 wraps around the Village, and Region 3 covers the remaining area to the Wabash River. Building height has changed so that the height of a building in some areas may be 100 feet; however, any buildings north of Stadium will have a height restriction of 65 feet. Bicycle parking is based on a percentage of the number of required vehicle parking spaces, with the minimum set at two spaces. Since the parking requirements for commercial buildings are lower in Region 2 this would require each shop to have odd spaces of two. It was decided that bicycle parking would be more effective if it could be combined in locations. Therefore, the Administrative Officer of West Lafayette will determine bicycle parking. The City of Lafayette does not have bicycle required parking but have placed bike racks in the downtown area.

(quote)

September 16, 2010
 Ref. No.: 10-235
 Tippecanoe County Commissioners
 20 N. 3rd Street
 Lafayette IN 47901

CERTIFICATION

RE: UZO ORDINANCE AMENDMENT #68.

An amendment to change the required auto and bicycle parking standards in the Village area of West Lafayette, and to change the height requirements in the CBW, R3W and R4W zones.

Dear Commissioners:

As Secretary to the Area Plan Commission of Tippecanoe County, I do hereby certify that at a public hearing held on September 15, 2010, the Area Plan Commission of Tippecanoe County voted 13 yes - 0 no on the motion to approve the enclosed amendment to the Unified Zoning Ordinance. Therefore, the Area Plan Commission of Tippecanoe County recommends to the Tippecanoe County Commissioners that the proposed zoning ordinance amendment be approved.

Sincerely,
 Sallie Dell Fahey

Executive Director
(unquote)

Director Fahey said that there have not been any objections by the public to these changes.

- Commissioner Byers moved to approve Ordinance 2010-21-CM as presented, second by Commissioner Murtaugh; motion carried.

Auditor Weston recorded the vote:

Byers	Yes
Knochel	Yes
Murtaugh	Yes

Ordinance 2010-21-CM passes 3-0.

HIGHWAY-Opal Kuhl

Ordinance 2010-20-CM, Weight Limits 2nd reading

Director Kuhl said this ordinance would add weight limits on three roads that are having an increased amount of construction traffic due to the Hoosier Heartland Corridor construction. A limit of 18 tons will be placed on portions of CR 400 N, CR 600 N, and CR 625 E; it will go into effect October 18, 2010.

- Commissioner Murtaugh moved to approve Ordinance 2010-20-CM as presented on second reading, second by Commissioner Byers; motion carried.

Auditor Weston recorded the vote:

Byers	Yes
Knochel	Yes
Murtaugh	Yes

Ordinance 2010-20-CM passes 3-0 on 2nd reading.

Supplemental Agreement #1, from Beam, Longest, and Neff, L.L.C. for Eisenhower Road Drainage

Director Kuhl said this change is due to the discovery of a 4th parcel. The original agreement was written for 3 parcels. This agreement amends the contract to include the 4th parcel. Director Kuhl went on to say, the cost remains unchanged.

- Commissioner Byers moved to approve Supplemental Agreement #1 from Beam, Longest, and Neff, L.L.C. as presented, second by Commissioner Murtaugh; motion carried.

Supplemental Agreement #1, from H. Stewart Kline & Associates, Inc. for NBIS Phase 1, and Phase 2 (Bridge Inspection)

- Commissioner Murtaugh moved to accept Supplemental Agreement #1 from H. Stewart Kline & Associates, Inc. as presented, second by Commissioner Byers; motion carried.

Director Kuhl announced that Bridge 210 is complete and will re-open today.

BOARD OF ELECTION & REGISTRATION – Heather Maddox & Debbie Ingersoll

Ivy Tech Contract for Training

Co-Director Heather Maddox said that this contract with Ivy Tech is for the training of poll workers.

- Commissioner Byers moved to approve the Contract with Ivy Tech as presented, second by Commissioner Byers; motion carried.

Election Contract and Oath and Satellite Absentee Contract and Oath

Co-Director Heather Maddox stated that these contracts are unchanged except for the date.

- Commissioner Murtaugh moved to approve the Election Contract and Oath and Satellite Absentee Contract and Oath as presented, second by Commissioner Byers; motion carried.

AGREEMENT FOR KIOSK

Information Kiosk at the Corner of 4th & Main Streets

Commissioner Murtaugh presented an agreement between the County and the City of Lafayette, for a Kiosk that will be on the corner of 4th & Main Streets, for approval. This item was tabled at the last meeting because of insurance matters, which have been resolved.

- Commissioner Murtaugh moved to approve the Agreement with the City of Lafayette as presented, second by Commissioner Byers; motion carried.

MEMORANDUM OF UNDERSTANDING – Laurie Wilson

EECBG Funds – Advanced Transportation Management System (ATMS)

Grant Facilitator Laurie Wilson said that last year Tippecanoe County was awarded \$417,600 by the Department of Energy. This is a Memorandum of Understanding between the County and the City of Lafayette to leverage \$100,000 of those funds for an advanced traffic management program. The City of Lafayette will be using part of their energy efficiency grant for this purpose. This will fund the purchase of 60 traffic lights that can be controlled manually. This will allow for traffic control during Purdue home games, holiday traffic, and anytime a high volume of traffic is expected. It will also eliminate the need to have an officer on site directing traffic during those times.

- Commissioner Byers moved to approve the Memorandum of Understanding with the City of Lafayette as presented, second by Commissioner Murtaugh; motion carried.

GRANTS – Laurie Wilson

Grant Facilitator Laurie Wilson requested permission to accept a grant for the Health Department from the Indiana State Department of Health for \$21,800 for the immunization program. There is no match required.

- Commissioner Murtaugh moved to grant permission to accept the grant as presented, second by Commissioner Byers; motion carried.

Grant Facilitator Laurie Wilson requested permission to apply for a loan-grant from the State Revolving Loan Program (SRF) for the Romney Sewer Project. Ms. Wilson said that following a public meeting concerning the Romney Sewer project a 10-day waiting period for public input would soon expire. At that time, the County is eligible to apply for a \$3,400,000 grant. If the agency grants the request, a portion of those funds will be granted and a portion will be loaned to the district. This will allow the residents of Romney affordability, with a \$65 per month user fee.

- Commissioner Byers moved to grant permission to apply for the loan grant as presented, second by Commissioner Murtaugh; motion carried.

Grant Facilitator Laurie Wilson asked permission to apply for a \$3,750 grant for TEMA from Indiana Homeland Security to be used for preparedness planning. This grant is a competitive grant and is available to the County because of the efforts by TEMA in the last fiscal year.

- Commissioner Murtaugh moved to grant permission to apply for the grant as presented, second by Commissioner Byers; motion carried.

UNFINISHED BUSINESS

None

NEW BUSINESS

Contract with R.W. Armstrong, Fairgrounds

Commissioner Byers presented a contract with R.W. Armstrong for consulting services that includes designs, drawings, specifications, and reports concerning building replacements and improvements at the Fairgrounds, specifically the cattle barns. Attorney Luhman reviewed the contract and any requested changes were made. The contract is for a lump sum of \$53,900.

- Commissioner Byers moved to approve the contract with R.W. Armstrong as presented, second by Commissioner Murtaugh; motion carried.

REPORTS ON FILE

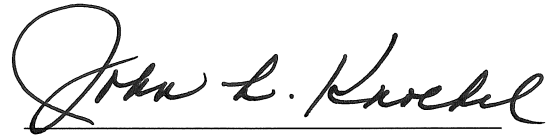
Public Library
Parks & Recreation
Weights & Measures
Indiana Department of Labor
Mail & Duplicating
Treasurer

PUBLIC COMMENT

None

Commissioner Byers moved to adjourn.

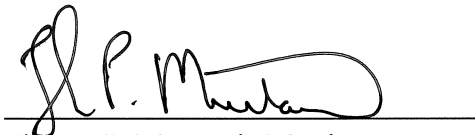
**BOARD OF COMMISSIONERS OF
THE COUNTY OF TIPPECANOE**



John L. Knochel, President

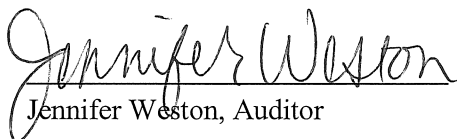


David S. Byers, Vice President



Thomas P. Murtaugh, Member

ATTEST:



Jennifer Weston, Auditor

October 18, 2010

Appendix A

Proclamation

October 4th, 2010

Domestic Violence Awareness Month

WHEREAS,

intimate violence includes the crimes of domestic battery and sexual assault and affects people of all races, ages, income levels, gender and sexual orientation;

WHEREAS,

thousands of children witness domestic violence against a care-giving parent each year, putting them at risk for long term physical and mental health problems, and increasing the likelihood they will become perpetrators or victims of domestic violence themselves;

WHEREAS,

Last year- 4,461 women and 3,895 children stayed in a domestic violence shelter and 55 people died as a result of domestic violence, according to the Indiana Coalition Against Domestic Violence;

WHEREAS,

the effects of domestic violence reach far beyond its victims and perpetrators, causing disruption in our schools, places of work and prayer, and neighborhoods;

WHEREAS,

as individuals and as a community we need to increase our capacity to deal with domestic violence, supporting domestic violence victims in their quest for safety and dignity, and holding perpetrators accountable for their behavior;

THEREFORE,

the cities of Lafayette and West Lafayette and Tippecanoe County, Indiana, commit our individual and collective resources to help survivors of domestic violence and sexual assault. We urge all citizens to actively support the YWCA Domestic Violence Intervention and Prevention Program and other victims' assistance programs not only during the month of October, but also throughout the year in the effort to end domestic violence.

Tony Roswarski
Mayor of Lafayette, Indiana

John R. Dennis
Mayor of West Lafayette, Indiana

